

## MINUTES

MINUTES OF THE REGULAR SESSION OF THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, COUNTY OF COCHISE, AND STATE OF ARIZONA, HELD ON TUESDAY, JUNE 4, 2019 AT 7:00 PM AT THE CITY HALL BUILDING, 915 S. TOVREAVILLE ROAD, BISBEE, ARIZONA.

THE MEETING WAS CALLED TO ORDER BY MAYOR PRO TEMPORE ANNA CLINE AT 7:01PM.

### ROLL CALL

#### **COUNCIL**

Councilmember Gabe Lindstrom, Ward III	Excused
Councilmember Joni Giacomino, Ward II	
Councilmember Bill Higgins, Ward I	
Mayor David M. Smith	Excused
Councilmember Leslie Johns, Ward I	
Councilmember Joan Hansen, Ward II	
Councilmember Anna Cline, Ward III, Mayor Pro Tempore	

#### **STAFF**

Stephen Pauken, Interim City Manager  
Ashlee Coronado, City Clerk  
Keri Bagley, Finance Director  
Jesus Haro, Public Works Director  
Albert Echave, Police Chief  
George Castillo, Fire Chief

#### **CITY ATTORNEY**

Britt Christine Roberts

INVOCATION: Mayor Pro Tempore Cline asked for a moment of silence to reflect on our wonderful city.

### PLEDGE OF ALLEGIANCE

### MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

- Mayor Pro Tempore Cline stated that item number ten (10) and fifteen (15) would be pulled from the agenda.

### CALL TO THE PUBLIC

THE FOLLOWING ITEMS WERE DISCUSSED, CONSIDERED AND/OR DECIDED UPON AT THIS MEETING:

### GENERAL BUSINESS:

1. ACCOUNTS PAYABLE: Subject to availability of funds

MOTION: Councilmember Cline moved to approve the accounts payable in the amount of \$180,602.01.

SECOND: Councilmember Hansen

MOTION PASSED: UNANIMOUSLY

2. Approval of the Consent Agenda

- A. Approval of the Minutes of the Regular Session of Mayor and Council held on May 21, 2019 at 7:00 pm.  
Ashlee Coronado, City Clerk
- B. Approval of the Minutes of the Work Session of Mayor and Council held on May 1, 2018 at 5:30 pm.  
Ashlee Coronado, City Clerk
- C. Approval of the Minutes of the Regular Session of Mayor and Council held on May 1, 2018 at 7:00 pm.  
Ashlee Coronado, City Clerk
- D. Approval of the Minutes of the Special Session of Mayor and Council held on May 29, 2018 at 5:30 pm.  
Ashlee Coronado, City Clerk
- E. Approval of the Resignation of Nancy Jacobson from the Civil Service Commission.  
Ashlee Coronado, City Clerk
- F. Approval of the Appointment of Charles Perry to the Airport Advisory Committee.  
Ashlee Coronado, City Clerk
- G. Approval of a Special Event Liquor License Application submitted by Bisbee Pride, Inc. for an event to be held at City Park, located at 62 Brewery Ave. on Saturday, June 15, 2019 from 11:00 am to 1:00 pm; Doreen Edwards, Applicant.  
Ashlee Coronado, City Clerk
- H. Approval of a Special Event Liquor License Application submitted by Bisbee Pride, Inc for an event to be held at Grassy Park, on Friday June 14, 2019 from 1:00 pm to 1:00 am and on Saturday, June 15, 2019 from 11:00 am to 1:00 am; Doreen Edwards, Applicant.  
Ashlee Coronado, City Clerk
- I. Approval of a Special Event Liquor License Application submitted by Bisbee Pride, Inc for an event to be held at The Magic Theater located at 24 Main Street on Sunday, June 16, 2019 from 9:00 am to 2:00 pm; Doreen Edwards, Applicant.  
Ashlee Coronado, City Clerk
- J. Approval of a Park, Facility and Right of Way Use Permit for the use of the north section of Arizona Street and Cole Avenue to Highway 80 for the Coaster Race Trial Runs on Saturday, June 8<sup>th</sup> and June 22<sup>nd</sup> from 6:00 am to 11:00 am.  
Ashlee Coronado, City Clerk
- K. Approval of a Park, Facility and Right of Way Use Permit for the use of several streets for the Coaster Race Trial Run on June 29<sup>th</sup>, Pre-Sets July 3<sup>rd</sup> and for the Race on July 4, 2019. ‘  
Ashlee Coronado, City Clerk

Mayor Pro Tempore Cline asked if there was any discussion.

MOTION: Councilmember Hansen moved to approve Consent Agenda items 2A-2K.

SECOND: Councilmember Johns

ROLL CALL VOTE:

AYES: Councilmember Giacomino, Higgins, Johns, Hansen, and Mayor Pro Tempore Cline.

NAYS: 0

MOTION PASSED: AYES -5; NAYS -0

OLD BUSINESS

NEW BUSINESS

- 3. Discussion and Possible Approval of a motion to go into Executive Session regarding the City Manager Position Pursuant to ARS § 38-431.03(a)(1), discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body.

*Per ARS § 38-431.03(a)(1), the City Council may vote to go into executive session for discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body.*

Anna Cline, Mayor Pro Tempore

MOTION: Councilmember Hansen moved that the Mayor and Council go into Executive Session pursuant to ARS § 38-431.03(a)(1) for the consideration of the employment and appointment of a City Manager.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

MOTION: Councilmember Higgins moved to come out of Executive Session.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

- 4. Discussion and Possible Approval to announce the Final Candidates for City Manager and to invite them to attend the interviews on June 17<sup>th</sup>.

Anna Cline, Mayor Pro Tempore

Mayor Pro Tempore Cline announced that Council had two final candidates for the City Manager and we would be inviting them to interviews on June 17<sup>th</sup>. They are, Theresa Coleman and Heather M. Ruder.

- 5. Discussion and Possible Approval of a Contract for Services between the City of Bisbee and the L.E.A.P Institute for Swimming Lessons at the City Pool for the 2019 Season.

Josh White, Parks/Pool Manager

Mr. White, Pool Manager said that they were working with LEAP to bring swim lessons to the pool starting June 17<sup>th</sup>.

Councilmember Hansen asked if the \$40.00 was per person. Mr. White stated that it was for all six (6) lessons given.

MOTION: Councilmember Johns moved to approve the Contract for Services between the City of Bisbee and the L.E.A.P. Institute for Swimming Lessons at the City Pool for the 2019 Season.

SECOND: Councilmember Hansen

MOTION PASSED: UNANIMOUSLY

Councilmember Giacomino recused herself since she was on the L.E.A.P Board.

Councilmember Hansen stated that this was just wonderful.

- 6. Discussion and Possible Approval of a Contract with Arizona Water Company to receive monthly water customer reports.

Keri Bagley, Finance Director

Ms. Bagley stated that this was a contract with Arizona Water to receive monthly reports of all their customers. It will help us to keep better track of who was using the sewer and help us to clean up our accounts.

Councilmember Higgins said that he could see this being very useful.

Councilmember Hansen wanted to clarify for those that were listening that this information could not be shared with the public. It would be kept private.

MOTION: Councilmember Higgins moved to approve the Arizona Water Company contract to receive monthly water customer reports.

SECOND: Councilmember Hansen

Donna Pulling spoke regarding who was charged for the sewer bill and how this was done.

Ms. Bagley stated that per State statute it was who uses the property that was billed. She explained that was per State. Ms. Bagley spoke regarding how the sewer would be charged.

Ms. Pulling stated that she had a real problem with this.

MOTION PASSED: UNANIMOUSLY

- 7. Discussion and Possible Approval of renewal of the Intergovernmental Agreement between the City of Bisbee and the Arizona Department of Revenue (AZ DOR) for Transaction Privilege Tax (TPT) Administration.

Keri Bagley, Finance Director

Ms. Bagley said that the Arizona Department of Revenue administers all of the Transaction Privilege Tax. This was just a renewal of this agreement.

Councilmember Hansen asked if there were any changes in the agreement since the last time we signed it. Ms. Bagley stated that there were no major changes. This was just a formality.

MOTION: Councilmember Hansen moved to approve the intergovernmental agreement between the City of Bisbee and the Arizona Department of Revenue for administration of the City's Transaction Privilege Tax.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

- 8. Discussion and Possible Approval of a Contract with BlueCross BlueShield of Arizona for Employee Health Insurance.

Keri Bagley, Finance Director

Ms. Bagley stated that this was a new contract with BlueCross BlueShield for Employee healthcare. We currently had United Healthcare. When our benefit broker went out for insurance bids there was a considerable increase from United Healthcare. BlueCross BlueShield has a comparable plan with what we had. We would be paying less than what we were paying with United Healthcare.

Mr. Pauken stated that the broker CBIZ has proven to be a good partner with the city over the years. He also said that this was an excellent outcome for the city.

MOTION: Councilmember Johns moved to approve the BlueCross BlueShield contract to provide employee health insurance from July 1, 2019-June 30, 2020.

SECOND: Councilmember Hansen

MOTION PASSED: UNANIMOUSLY

- 9. Discussion and Possible Approval of renewal of Delta Dental Insurance.  
Keri Bagley, Finance Director

Ms. Bagley stated that this was the annual renewal with Delta, they have been the dental provider since 1996 and there was no change to the insurance premium over the previous year's contract.

MOTION: Councilmember Johns moved to approve the Delta Dental contract to provide employee dental insurance from July 1, 2019-June 30, 2020.

SECOND: Councilmember Hansen

MOTION PASSED: UNANIMOUSLY

- 10. Discussion and Possible Approval of Amendment to Personnel Rules and Regulations Paid Time Off Policy.

Keri Bagley, Finance Director

**This item was pulled from the agenda.**

- 11. Discussion and Possible Approval of Agreement with CBIZ for Cobra Administration.

Keri Bagley, Finance Director

Ms. Bagley stated that CBIZ offered to administer our COBRA for us at no cost. This could be a time consuming process and CBIZ would be doing the whole administration for the city. He also stated that he was bringing this before Council because it wasn't specifically in the budget for this year.

MOTION: Councilmember Higgins moved to approve an agreement with CBIZ for COBRA administration.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

- 12. Discussion and Possible Approval to publish a request for proposal to repair a section of wall on Sims Road in Old Bisbee.

Jesus Haro, Public Works Director

Mr. Haro said that we had a section of wall on Sims Road in Old Bisbee with in the right of way that needs to be repaired

MOTION: Councilmember Johns moved to publish a RFP to repair a section of Wall on Sims Road in Old Bisbee.

SECOND: Councilmember Hansen

MOTION PASSED: UNANIMOUSLY

- 13. Discussion and Possible Authorization to accept grant funding from the Tohono O'Odham Nation on behalf of Bisbee Radio Project Inc., if funding is awarded

Joni Giacomino, Councilmember Ward II

Councilmember Giacomino said that they would like the city to manage a grant if they receive form the Tohono O'Odham Nation.

It was explained what they were asking the city to be the fiduciary agent for this grant and explained what it would be used for.

MOTION: Councilmember Higgins moved accept grant funding from the Tohono O'Odham Nation on behalf of Bisbee Radio Project Inc, if funding is awarded.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

Councilmember Giacomino recused herself since she was on the Board.

- 14. Discussion and Possible Approval of a request for FAA Approval of Agreement for Transfer of Entitlements of \$150,000 Federal Funds from the City of Bisbee Municipal Airport to Eloy Municipal Airport.

Steve Pauken, Interim City Manager

Mr. Pauken stated that we had not used the \$150,000 entitlements nor would we before the end of the federal fiscal year. When this happens the FAA calls us and ask us to transfer the money to an airport that had a project in which they can use the funds. This year the City of Eloy could use the money and had a project ready to go.

Councilmember Hansen thought that we had a plan in place where we were anticipating the airports to trade off the years so that these large projects could be done. Her question to Mr. Pauken was are we the only ones that gave Eloy \$150,000 or did the rest of these cities/ towns also give them the money.

Mr. Pauken stated that he was unaware if Eloy received any other entitlement funds, but please understand that entitlement money was not necessarily project money.

MOTION: Councilmember Hansen moved to approve the agreement for transfer of Entitlements in the amount of \$150,000 from the City of Bisbee to Eloy Municipal Airport.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

- 15. Discussion and Possible Approval Authorizing the City of Bisbee to apply for a grant from Tohono O’Odham Nation to the Bisbee Police Department for the purchase of 15 Tasers and accessories to replace the current inadequate and obsolete equipment in the amount of \$27,225.00

Albert Echave, Police Chief

**This item was pulled from the agenda.**

16. City Manager's Report:

- Other current events (No Discussion)
- Mr. Pauken gave a reminder of the budget work shop next Monday at 5:30pm.
- Mr. Pauken spoke regarding the draft budget.
- Mr. Pauken touched on the failing retaining wall and stated that it was not the only one that Public Works was working on.
- Mr. Pauken gave a City Manager recruitment update. Interviews will be the 17<sup>th</sup> of June.

COUNCIL COMMENTS OR FUTURE AGENDA ITEM SUGGESTIONS: (Council members may suggest topics for future meeting agendas, but Council will not here discuss, deliberate or take any action on these topics.):

MOTION: Councilmember Higgins moved to adjourn the meeting.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

ADJOURNMENT: 8:44 PM

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David M. Smith, Mayor